

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA**

In re:

Dennis E. Hecker,

Debtor.

BKY No. 09-50779

Chapter 7

NOTICE OF HEARING AND MOTION FOR TURNOVER OF INSURANCE RECORDS

TO: OFFICER/MANAGING AGENT, ACE PRIVATE RISK SERVICES, P.O. BOX 94836
CLEVELAND, OH 44101-4836; AND OFFICER/MANAGING AGENT, HORNIG
INSURANCE AGENCY, 3455 DAKOTA AVENUE, ST. LOUIS PARK, MN 55416.

1. Randall L. Seaver, the Chapter 7 Trustee herein, moves the Court for the relief request below and gives Notice of hearing herewith.

2. The Court will hold a hearing on this motion at 2:00 p.m. on March 3, 2010, in Courtroom 8 West, U.S. Bankruptcy Court, 300 South Fourth Street, Minneapolis, MN 55415.

3. Any response to this motion must be filed and served by delivery not later than February 26, 2010 which is five days before the time set for the hearing (including Saturdays, Sundays and holidays). UNLESS A RESPONSE OPPOSING THE MOTION IS TIMELY FILED, THE COURT MAY GRANT THE MOTION WITHOUT A HEARING.

4. This Court has jurisdiction over this Motion under 28 U.S.C. §157 and §1334 and Bankruptcy Rule 5005. This Motion is filed under Local Rule 9013-2, this proceeding arises under 11 U.S.C. §542(e) and Local Rule 6072-1.

5. The petition commencing this Chapter 7 case was filed on June 4, 2009. The case is now pending in this Court.

6. Prior to filing bankruptcy, the debtor maintained various insurance coverage through the Hornig Insurance Agency and it appears that at least some policies of insurance were provided by ACE Private Risk Services.

7. Attached hereto as Exhibit A is a copy of an ACE Private Risk Services printout relating to insurance for the following collections:

Collections	Total	Premiums
Itemized Jewelry	\$800,000	\$5,881
Itemized Fine Art	\$100,000	\$197
Itemized Furs	\$200,000	\$547
Musical Instruments	\$9,198	\$39

8. Apparently ACE Private Risk Services and Horning Insurance Agency have itemized lists of jewelry, fine arts, and furs as set forth above. Those itemized lists would contain information relating to the debtor's financial affairs. Therefore, the trustee seeks an order requiring those entities to turnover to the trustee, within 7 days of the entry of the order, all documents relating to or evidencing the Itemized Jewelry, Itemized Fine Art, Itemized Furs and Musical Instruments set forth in the collections section at Exhibit A hereto including, but not limited to, appraisals, lists of specific items, inventory lists, e-mails relating to placement of the coverage on the collections, photographic images of articles contained in the collections, descriptions of articles contained in the collections, and any other documents which relate to, provide values for, or evidence or identify any of the items contained in the Itemized Jewelry, Itemized Fine Art and Itemized Furs.

WHEREFORE, the trustee requests an order of the court:

1. Compelling ACT Private Risk Services and Horning Insurance Agency to turnover to the trustee, within 7 days of the entry of the order, all documents relating to or evidencing the Itemized Jewelry, Itemized Fine Art, Itemized Furs and Musical Instruments set

forth in the collections section at Exhibit A hereto including, but not limited to, appraisals, lists of specific items, inventory lists, e-mails relating to placement of the coverage on the collections, photographic images of articles contained in the collections, descriptions of articles contained in the collections, and any other documents which relate to, provide values for, or evidence or identify any of the items contained in the Itemized Jewelry, Itemized Fine Art and Itemized Furs.

2. If required, the Trustee gives notice of his intention to testify at the hearing of this matter.

**LEONARD, O'BRIEN,
SPENCER, GALE & SAYRE LTD.**

Dated: February 11, 2010

/e/ Matthew R. Burton
By: _____
Matthew R. Burton, #210018
Attorneys for Trustee
100 South Fifth Street, Suite 2500
Minneapolis, MN 55402
(612) 332-1030

VERIFICATION

I, Randall L. Seaver, Trustee for the Bankruptcy Estate of Dennis E. Hecker, named in the foregoing Notice of Hearing and Motion for Turnover of Insurance Records declare under penalty of perjury that the foregoing is true and correct according to the best of my knowledge, information and belief.

Executed on February 10, 2010

/e/ Randall L. Seaver

Randall L. Seaver, Trustee

416863



Dennis Hecker

Homeowners	Residence	Total Location Limit	Liability	Loss of Use
Location				
1482 Hunter Dr., Medina, MN, 55391	\$12,342,000	\$24,684,000	\$500,000	Included in TLL
1815 Northridge Dr., Medina, MN, 55391	\$2,991,000	\$5,982,000	\$500,000	Included in TLL
205 Mariner Way, Bayport, MN 55426	\$410,000	\$574,000	\$500,000	Included in TLL
108 Mariner Way, Bayport, MN 55426	\$841,000	\$1,177,400	\$500,000	Included in TLL
11813 Echo Bay Dr., Cross Lake, MN 56442	\$988,000	\$1,976,000	\$500,000	Included in TLL
11708 Cross Avenue, Cross Lake, MN 56442	\$8,070,000	\$12,140,000	\$500,000	Included in TLL
13833 Cross Avenue, Cross Lake, MN 56442	\$302,000	\$422,800	\$500,000	Included in TLL
11700 Cross Avenue, Cross Lake, MN 56442	\$1,004,000	\$2,008,000	\$500,000	Included in TLL
6180 Oswood Avenue N., Stillwater, MN 55082	\$575,000	\$1,148,000	\$500,000	Included in TLL
460 East Rd. Unit 405, St. Louis Park, MN 55428	\$308,000	\$431,200	\$500,000	Included in TLL
460 East Rd. Unit 403, St. Louis Park, MN 55428	\$308,000	\$431,200	\$500,000	Included in TLL
917 S. Mill, Unit E, Aspen, CO, 81611	\$4,008,000	\$8,016,000	\$500,000	Included in TLL
10438 N 74th St. 105, Scottsdale, AZ	\$108,500	\$1,603,200	\$500,000	Included in TLL

	\$1,000	\$2,500	\$5,000	\$10,000	Recommended
				\$5,241	\$25,969
					\$385
					\$782
					\$2,754
				\$12,452	\$12,452
					\$3,042
					\$2,139
					\$328
					\$328
					\$5,668
					Included

Collections	Total	Premium
Identized Jewelry	\$800,000	\$5,881
Identized Fine Art	\$100,000	\$197
Identized Furs	\$200,000	\$547
Musical Instruments	\$9,198	\$39

					\$5,881
					\$197
					\$547
					\$39

Progressive Insurance	Agreed Value	Liability	Deductibles	Garaging
2004 Vespas ET2	\$3,000	\$500,000	\$250/\$250	MIN
2004 Vespas ET2	\$3,000	\$500,000	\$250/\$250	MIN
2005 Vespas GT200	\$4,000	\$500,000	\$250/\$250	MIN
2005 Yamaha TTR90	\$1,890	\$350,000	\$250/\$250	MIN
5 Boats, 6 Personal watercrafts				
Excess Liability				
\$10M/\$1M unlim.		\$9,407		
\$25M/\$1M unlim.		\$18,907		

TOTALS

	\$3,198	\$12,631	\$0	\$43,682	\$96,189
					\$18,907

This quote is based on information supplied by you which is subject to verification. This quote is not binding nor is it an offer of coverage. This quote will not become a part of nor should it be used to interpret any terms and conditions of any policy which may be issued by the company. The company reserves the right to make changes at any time prior to the issuance of any insurance policy which may or may not be priced according to this quote or any other quote.

EXHIBIT A

D 00112

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In re:

BKY No. 09-50779

Dennis E. Hecker,

Chapter 7

Debtor.

UNSWORN CERTIFICATE OF SERVICE

I hereby certify that on February 11, 2010, I caused the following documents:

***Notice of Hearing and Motion for Turnover of Insurance Records and Order
(proposed)***

to be filed electronically with the Clerk of Court through ECF, and that the above documents will be delivered by automatic e-mail notification pursuant to ECF and this constitutes service or notice pursuant to Local Rule 9006-1(a).

I further certify that I caused a copy of the foregoing documents to be mailed by first-class mail, postage paid, to the following:

Officer/Managing Agent
ACE Private Risk Services
P.O. Box 94836
Cleveland, OH 44101-4836

Dennis E. Hecker
P.O. Box 1017
Crosslake, MN 56442

Officer/Managing Agent
Hornig Insurance Agency
3455 Dakota Avenue
St. Louis Park, MN 55416

Michael B. Lubic
Sonnenschein Nath & Rosenthal LLP
601 S Figueroa St Ste 2500
Los Angeles, CA 90017-5704

Michael W. Malter
Binder & Malter LLP
2775 Park Avenue
Santa Clara, CA 95050

/e/ Stephanie Wood

Dated: February 11, 2010

Stephanie Wood
100 South Fifth Street, Suite 2500
Minneapolis, MN 55402
(612) 332-1030

